



January 30, 2004

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## HOUSE BILL No. 1081

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DIGEST OF HB 1081 (Updated January 29, 2004 11:39 am - DI 105)

**Citations Affected:** IC 33-19.

**Synopsis:** Domestic violence prevention and treatment fee. Requires that a court order a person who commits certain crimes, including stalking, to pay the domestic violence prevention and treatment fee if the victim is a family or household member. Provides that the domestic violence prevention and treatment fee is at least \$50 and not more than \$500.

**Effective:** July 1, 2004.

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**Mays, Becker, Lawson L, Scholer**

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January 13, 2004, read first time and referred to Committee on Courts and Criminal Code.  
January 29, 2004, amended, reported — Do Pass.

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HB 1081—LS 6594/DI 107+



January 30, 2004

Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

## HOUSE BILL No. 1081

A BILL FOR AN ACT to amend the Indiana Code concerning courts and court officers.

*Be it enacted by the General Assembly of the State of Indiana:*

SECTION 1. IC 33-19-6-13, AS AMENDED BY P.L.47-2000, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 13. In each criminal action in which:

(1) a person is found to have committed the offense of:

(A) murder (IC 35-42-1-1);

(B) causing suicide (IC 35-42-1-2);

(C) voluntary manslaughter (IC 35-42-1-3);

(D) reckless homicide (IC 35-42-1-5);

(E) battery (IC 35-42-2-1);

(F) domestic battery (IC 35-42-2-1.3); or

(G) rape (IC 35-42-4-1); and or

**(H) stalking (IC 35-45-10-5); and**

(2) the victim **is a family or household member (as defined in IC 34-6-2-44.8);**

~~(A) is a spouse or former spouse of the person who committed an offense under subdivision (1);~~

~~(B) is or was living as if a spouse of the person who committed~~

HB 1081—LS 6594/DI 107+



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1           the offense of domestic battery under subdivision (1)(F); or  
2           (C) has a child in common with the person who committed the  
3           offense of domestic battery under subdivision (1)(F);  
4       the court shall order the person to pay a domestic violence prevention  
5       and treatment fee of **at least** fifty dollars (\$50) **and not more than five**  
6       **hundred dollars (\$500)** to the clerk.

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1081, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 5, after "of" insert "**at least**".

Page 2, line 5, reset in roman "fifty".

Page 2, line 5, delete "at least one hundred".

Page 2, line 5, reset in roman "(\$50)".

Page 2, line 5, delete "(\$100)".

and when so amended that said bill do pass.

(Reference is to HB 1081 as introduced.)

DVORAK, Chair

Committee Vote: yeas 11, nays 0.

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